GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:1525
ANSWERED ON:01.08.2000
PENSION CASE OF BSF
VISHNU DATT

Will the Minister of HOME AFFAIRS be pleased to state:

(a) the number of officers of BSF retired after rendering the service of 10 years and 40 days;

(b) the grounds on which they were retired;

(c) the steps taken/being taken to solve the pension cases of these effected retired officials; and

(d) the present position in the matter?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (CH. VIDYASAGAR RAO)

(a)&(b): 2297 BSF personnel have resigned under Rule 19 of BSF Rules, 1969 after rendering service of more than 10 years but less than 20 years.

(c)&(d): Pension is admissible to BSF personnel after rendering a minimum service of 20 years under CCS(Pension) Rules of 1972. However, due to wrong interpretation of provisions under Rule 19 of BSF Rules, 443 personnel, who had resigned under Rule 19, were granted pension, although, they had not completed the minimum qualifying service of 20 years as provided under CCS (Pension) Rules. Twelve personnel are receiving pension in compliance with orders of Hon`ble Courts.

When this error came to notice, the pension in respect of remaining persons was not sanctioned. These persons were informed that they are not entitled to pension and were directed to rejoin their duties. In response, 1065 persons rejoined their duties. However, 777 persons have not rejoined their duties. 217 Court cases on this matter are pending before various Courts. Three Special Leave Petitions have been filed in the Hon`ble Supreme Court by Union of India against the judgement of the Courts. The matter is currently subjudice.